

# National Cannery Association

WASHINGTON, D. C.

Information  
Letter



For N. C. A.  
Members

Membership Letter No. 99.

February 14, 1925.

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## Pack of Tomatoes in 1924.

The tomato pack in 1924, as compiled by the National Cannery Association, amounted to 12,519,000 cases, expressed in terms of No. 3 cans, as compared with 14,672,000 cases in 1923, 11,538,000 cases in 1922, 4,017,000 cases in 1921, and 11,368,000 cases in 1920. The 1924 pack, by states, was:

Maryland.....	3,825,000	California.....	1,767,000
Delaware.....	803,000	Utah.....	417,000
New Jersey.....	186,000	Iowa, Michigan,	
Indiana.....	1,050,000	Illinois and	
Ohio.....	133,000	Minnesota.....	306,000
New York.....	325,000	Pennsylvania.....	150,000
Missouri.....	871,000	Tennessee.....	386,000
Virginia and		Kentucky.....	136,000
West Virginia.....	1,116,000	Arkansas.....	768,000
Washington and		Other states.....	100,000
Colorado.....	180,000	T O T A L.....	12,519,000

## United States Arbitration Act.

Congress has passed and the President has before him for approval the "United States Arbitration Act" making valid and enforceable written provisions or agreements for arbitration under contracts involving commerce (1) among the several states, (2) with foreign nations, and (3) maritime transactions.

Under the terms of this Act a written provision in such contracts to arbitrate controversies, or an agreement in writing to arbitrate any existing controversy thereunder, is valid and enforceable except upon such grounds as exist in law or equity for the revocation of any contract.



In case suit is brought in a Federal court upon a contract containing an arbitration clause, the court, upon being satisfied that the issue is referable to arbitration under such clause, may stay the trial of the action, upon application of one of the parties, until arbitration has been had. However, as a condition to securing such a stay the applicant for arbitration must show he is not in default in proceeding with arbitration. In case suit has not been filed, any party to a contract who has access to a Federal Court can petition such court to enforce the obligation of the arbitration clause.

Where the agreement between the parties to the contract provides that a judgment of the court shall be entered upon the award, the requirement may be carried out within one year after making the award, upon application of any party to the arbitration, unless the award is vacated, modified or corrected. If no court is specified, such application is to be made to the Federal Court for the district in which the award is made.

An award may be vacated on application of any party to the arbitration when procured through fraud, corruption or undue means; where there was evident partiality or corruption in the arbitration; where the arbitrators were guilty of misconduct or misbehavior; where the arbitrators exceeded their powers or executed them so that a material and final award was not made. In case an award is vacated and the time within which the agreement required an award to be made has not expired, the court may direct a rehearing by the arbitrators.

The Act also defines the conditions under which the Federal Courts may modify or correct an award, and provides that a motion to vacate, modify or correct an award must be served upon the adverse party within three months after the award is filed or delivered.

The Act becomes effective January 1, 1926. Contracts made prior to this date are not affected by its provisions.

#### Food Standards Committee to Meet in Washington.

Revisions of the definitions and standards for salt, alimentary paste and sauerkraut will be considered at a meeting of the Joint Committee on Definitions and Standards for Food, which will be held in Washington, February 24 to March 3, at the U. S. Department of Agriculture. Other definitions and standards to be considered include those for almond paste, sweet cream butter, ice cream, jams and jellies, sirups, butter-milk, flour and sausage.

#### Pacific Coast Salmon Pack.

In 1924 the Pacific Coast salmon pack, according to preliminary returns announced by the U. S. Bureau of Fisheries, amounted to 8,778,300 cases, of which Alaska contributed 5,285,810 cases, other United States districts 953,057, British Columbia 1,738,313, and Siberia 799,120. The pack, by species, was: King or Chinook, 409,626 cases; Red or Sockeye, 2,446,333; Coho or Silver, 568,576; Humpback or Pink, 3,457,146; Chum, 1,863,235; Steelhead, 33,384.

#### Credit Claims on Taxes Assessed Under Act of 1924.

The Internal Revenue Bureau announces that in no case will a taxpayer be permitted to stay the collection of income or profits taxes assessed

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on or after June 2, 1924 (the date of the enactment of the Revenue Act of 1924) by the filing of a claim for credit. Under the present procedure, an overpayment of income or profits taxes when allowed by the Commissioner is made the basis of a certificate of overassessment, which is applied against any outstanding tax due from the taxpayer. This procedure obviates the necessity of claims for credit being filed.

#### Order Against Resale Price System.

A California corporation dealing in coffee has been ordered by the Federal Trade Commission to discontinue its plan for maintaining a standard resale price system. In enforcing its plan, according to the Commission, the corporation operated through its salesmen and in some instances based its refusal to sell its products to retailers, on reports received from certain of its customers.

#### French Sardine Pack May be Short.

Owing to disagreement between French sardine canners and fishermen over the use of power-driven fishing sloops, sardine supplies delivered to French factories are far from sufficient and some factories are operating only part time. Unless some agreement is soon concluded, according to reports to the Department of Commerce, the French sardine production will not cover local needs. The tunny industry, however, is in a very favorable situation.

#### Gain In Industrial Output.

The value at factory prices of the products of manufacturing establishments in the United States in 1923 was \$60,481,130,000, an increase of 38.5 per cent over 1921 but 2.5 per cent below 1919, according to the Census Bureau. Changes in price levels, of course, affected the values as reported. The Census Bureau estimates that between 1919 and 1923 the output, as measured by quantities, showed an increase of 19 per cent.

#### Alaska Fishery Regulations Amended.

Additional regulations for the Alaska herring fisheries in the Kodiak, Cook Inlet, Prince William Sound and Southeastern Alaska Areas have been issued by the Department of Commerce. Copies of these regulations can be obtained from the Department of Commerce in Washington.

#### To Speak at Cannery Short Course.

Dr. E. F. Kohman of the staff of the National Cannery Association Research Laboratory and Mr. C. G. Woodbury, Director of the Raw Products Research Bureau, will be among the speakers at the Cannery Short Course to be given at the University of Wisconsin, Madison, Wisconsin, February 25.

#### Cannery League Convention.

The annual meeting of the Cannery League of California will be held at the Del Monte Hotel, Del Monte, California, on February 25-28, inclusive. An interesting program has been arranged, with a golf tournament as the final entertainment feature.





Unfair Competition Charged.

A complaint issued by the Federal Trade Commission charges a milling company and seventeen beet-sugar manufacturers with unfair methods of competition in the marketing of beet pulp which is used by stock raisers as cattle feed. It is charged that the sugar manufacturers, who are said to produce about 75 per cent of the beet pulp produced in the United States, have entered into a contract with the milling company giving it exclusive selling rights for their pulp, and that this company withdraws beet pulp from the markets in some localities and pushes the sale in others, and otherwise manipulates the market to secure high prices for all the pulp it sells.

British Grocers Plan Canned Foods Week.

Canned Foods Week has crossed the Atlantic. According to the "GROCER", an English trade journal, plans are now being made to arrange a "Canned Foods Week" during which "vigorous efforts will be put forth still further to popularize the sale of canned goods of all descriptions, and of home, colonial or foreign origin."

The "GROCER" gives an extended account of Canned Foods Week as conducted in the United States last November, sketches the history of the canning industry in this country, and describes the work of the National Cannery Association. To furnish definite ideas of what the retail grocers can do, it also reproduces the "Suggestions to Retail Grocers" which were used in promoting interest in last November's campaign.

"In the United Kingdom", it goes on to say, "there is unfortunately no organization corresponding exactly with the National Cannery Association in the U. S. A., and there will consequently be more difficulties to overcome in arranging the campaign; but there is a Canned Goods Section of the London Chamber of Commerce, and a Liverpool canned goods trade organization whose support should be forthcoming; and financial help from some of the leading American packers will be available immediately the proposal takes definite shape."

Unauthorized Reference Held To Be Unfair Competition.

Use by a New York firm of a statement in its advertising that its preparation for dyeing hair has been approved by the New York City Department of Health, is unfair competition, according to a complaint issued against the firm by the Federal Trade Commission, which charges that the statement is false and has the tendency to mislead and deceive the public.

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